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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
08 AT SEATTLE

09 UNITED STATES OF AMERICA,)
10)
11 Plaintiff,) Case No. CR08-336C
12)
13 v.)
14) DETENTION ORDER
15 BAO DUONG,)
16)
17 Defendant.)
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27 Offenses charged:

28 COUNT 1: CONSPIRACY TO MANUFACTURE MARIJUANA in
29 violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A) and 846

30 COUNTS 5 - 6: MANUFACTURE OF MARIJUANA in violation of 21 U.S.C.
31 §§ 841(a)(1), and 841(b)(1)(B), and 18 U.S.C. § 2

32 Bond Modification Hearing: November 25, 2008.

33 The Court, having conducted a bond modification hearing pursuant to 18 U.S.C. §
34 3142, and based upon the factual findings and statement of reasons for detention hereafter set
35 forth, finds the following:

36 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

37 (1) Defendant was released on bond on October 17, 2008.

38 (2) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
39 defendant is a flight risk and a danger to the community based on the nature of the pending

01 charges. Application of the presumption is appropriate in this case.

02 (3) Defendant has stipulated to his continued detention and withdrew his
03 modification request.

04 (4) There are no conditions or combination of conditions other than detention that
05 will reasonably assure the appearance of defendant as required.

06 IT IS THEREFORE ORDERED:

07 (1) Defendant's bond is hereby revoked;


08 (2) Defendant shall be detained pending trial and committed to the custody of the
09 Attorney General for confinement in a correctional facility separate, to the extent practicable,
10 from persons awaiting or serving sentences or being held in custody pending appeal;

11 (3) Defendant shall be afforded reasonable opportunity for private consultation
12 with counsel;

13 (4) On order of a court of the United States or on request of an attorney for the
14 government, the person in charge of the corrections facility in which defendant is confined
15 shall deliver the defendant to a United States Marshal for the purpose of an appearance in
16 connection with a court proceeding; and

17 (5) The Clerk shall direct copies of this Order to counsel for the United States, to
18 counsel for the defendant, to the United States Marshal, and to the United States Pretrial
19 Services Officer.

20 DATED this 25th day of November, 2008.

21 
22 JAMES P. DONOHUE
23 United States Magistrate Judge
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